

JP:TM

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

M-09-643

- - - - -X

UNITED STATES OF AMERICA

REMOVAL TO THE SOUTHERN
DISTRICT OF FLORIDA

against -

(Fed. R. Crim. P. 5(c))

MIGUEL GEORGE,

Defendants.

- - - - -X

EASTERN DISTRICT OF NEW YORK, SS:

JOSEPH PITRUZZELLO, being duly sworn, deposes and says that he is a Deputy Marshal with the United States Marshals Service, duly appointed according to law and acting as such.

Upon information and belief, on April 28, 2009, an arrest warrant was issued by the United States District Court for the Southern District of Florida, commanding the arrest of the defendant MIGUEL GEORGE for a violation of supervised release, pursuant to Title 18, United States Code, Section 3583.

The source of your deponent's information and the grounds for his belief are as follows:

1. On April 28, 2009, an arrest warrant was issued by the United States District Court for the Southern District of Florida, commanding the arrest of MIGUEL GEORGE for a violation of supervised release. A copy of the arrest warrant from the Southern District of Florida and a copy of the petition for the arrest warrant are attached hereto as Exhibit A. Specifically, the petition charges the defendant with (1) failing to notify the

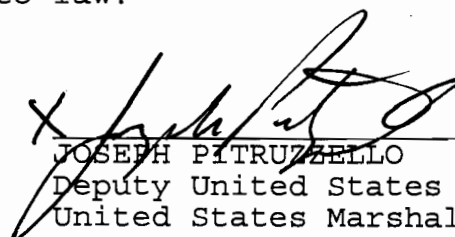
probation office of his change in residence when, on or about April 17, 2009, he moved from his approved residence of 11430 NW 76 Terrace, Doral, Florida; and (2) failing to notify the probation office of a change in employment when, on or about March 2009, he left his job with Keologistics, 8510 NW 72nd Street, Miami Florida.

2. On June 30, 2009 the aforementioned outstanding bench warrant for MIGUEL GEORGE was brought to my attention in the course of my duties as a member of the U.S. Marshals Warrant Squad. On or about June 30, 2009, the New York City Police Department received information that a man who was wanted in Florida by the U.S. Marshals was currently in New York City. An NYPD detective then located the defendant, and the defendant identified himself as MIGUEL GEORGE. The detective then looked up the name that the defendant provided in a law enforcement database, and the database indicated that MIGUEL GEORGE was wanted out of the Southern District of Florida. The NYPD then notified the U.S. Marshals Service and the defendant was taken into federal custody. The defendant MIGUEL GEORGE told me that he was on probation on the Southern District of Florida and that he had violated his probation. GEORGE also indicated that his probation officer was Cora Bencomo.¹

^{1/} It appears that, after the Arrest Warrant in this case was issued, the defendant was charged in Florida state court with raping his step-daughter in Miami, Florida. Law enforcement databases indicate that the state of Florida has issued a warrant for an arrest on this charge. A copy of the printout from the database is attached hereto as Exhibit B.

4. It is the desire of the United States Attorney for the Southern District of Florida that the defendant MIGUEL GEORGE be removed in custody to that district for prosecution.

WHEREFORE, it is requested that the defendant MIGUEL GEORGE be dealt with according to law.


JOSEPH PITRUZZELLO
Deputy United States Marshal
United States Marshals Service

Sworn to before me this
1st day of July, 2009

JE

Exhibit A

PROB 19a

SD/FL PACTS No. 86681

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 1:05CR20775-001

FID # 1078621

U.S.A. vs MIGUEL GEORGE

TO: ANY UNITED STATES MARSHAL OR AUTHORIZED REPRESENTATIVE

WARRANT FOR ARREST OF SUPERVISED RELEASEE

You are hereby commanded to arrest the within-named supervised releasee and bring him or her, forthwith, before the United States District Court to answer charges that he or she violated the conditions of his or her supervised release imposed by the court.

NAME OF SUPERVISED RELEASEE MIGUEL GEORGE		SEX M	RACE W/H	AGE 37
ADDRESS (STREET CITY, STATE) L/K/A 11430 NW 76 Terrace, Miami, FL 33178 <i>PRESENT WHEREABOUTS IS UNKNOWN</i>				
SUPERVISED RELEASE IMPOSED BY (NAME OF COURT) The Honorable Donald M. Middlebrooks			DATE IMPOSED May 25, 2006	
TO BE BROUGHT BEFORE (NAME OF COURT, CITY, STATE) The Honorable Donald M. Middlebrooks, U.S. District Court, Miami Division				
"Upon the arrest of the defendant, he is to be brought before the Duty Magistrate ONLY for purposes of advising him/her on the charges against him/her and for appointment of counsel, if appropriate. All other matters, including bond, will be held before Judge Middlebrook."				
CLERK Steven M. Larimore	(BY) <i>[Signature]</i>		DATE 4/28/09	

RETURN

Warrant received and executed.		DATE RECEIVED	DATE EXECUTED
EXECUTING AGENCY (NAME AND ADDRESS)			
NAME	(BY)	DATE	

Insert designation of officer to whom the warrant is issued e.g. "any United States Marshal or any other authorized officer; or United States Marshal for Southern District of Florida;" or "any United States Marshal; or "any Special Agent of the Federal Bureau of Investigation;" or "any United States Marshal or any Special Agent of the Federal Bureau of Investigation;" or "any agent of the Alcohol Tax Unit."

REC'D by _____ D.C.

APR 28 2009

STEVEN M. LARIMORE
CLERK U.S. DIST. CT.
S.D. OF FLA. - W.P.B.

The probation officer believes that the offender has violated the following condition(s) of supervision:

PROB 12C
(SD/FL 3/05)

SD/FL PACTS No. 86681


<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1.	<u>Violation of Standard Condition</u> , by failing to notify the probation office of any change in residence. On or about April 17, 2009, the defendant moved from his approved residence of 11430 NW 76 Terrace, Doral, Florida, and his whereabouts is unknown.
2.	<u>Violation of Standard Condition</u> , by failing to notify the probation office of a change in employment. On or about March 2009, the defendant left employment with Keologistics, 8510 NW 72th Street, Miami, Florida, and he failed to notify the probation office

U.S. Probation Officer Recommendation:

- ☒ The term of supervision should be revoked.
- ☐ extended for _ years, for a total term of _ years.
- ☐ The conditions of supervision should be modified as follows:

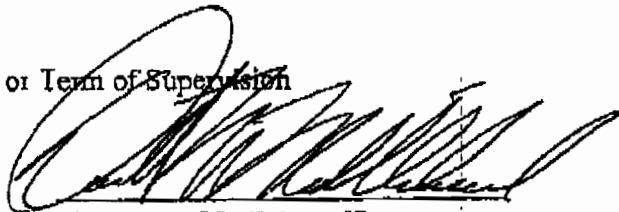
I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 27, 2009


Cora Bencomo
U.S. Probation Officer
Phone: 305-512-1834

THE COURT ORDERS:

- ☐ No Action
- ☒ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☐ Submit a Request for Modifying the Conditions or Term of Supervision


Signature of Judicial Officer

4/28/09
Date

Exhibit B

The following information must be secured or destroyed to prevent any unauthorized use or dissemination of it.

The following transaction was entered on 7/1/2009 11:32:33 AM by user HACKETTG :

1N01090701113233093.FLUCP037G.QWI
NAM/GEORGE, MIGUEL.DOB/19720112.SEX/M.RAC/W.PUR/C.IND/Y.ATN/GARRY
HACKETT.
(reason: 86681, ARRESTED ON FUGITIVE WARRANT IN NEW YORK (FOR CORA
BENCOMO))

The following response was received from NCIC on 7/1/2009 11:32:47 AM:

1L01090701113233093
FLUCP037G

***MESSAGE KEY QWI SEARCHES ALL NCIC PERSONS FILES WITHOUT LIMITATIONS.
MKE/WANTED PERSON

1 - FULL EXTRADITION UNLESS OTHERWISE NOTED IN THE MIS FIELD
ORI/FL0130000 NAM/GEORGE,MIGUEL LABRAD0R SEX/M RAC/W DOB/19720112
HGT/511 WGT/180 EYE/BR0 HAI/BLK FBI/439932LB2
SOC/583933039
OFF/SEX OFFENSE
DOW/20090428 OCA/F09014098
VLD/20090604
MIS/AW REF SEX BATT/ON MIN0R/ADT, ENGAGE/CHILD FAM SEX, L&L CHILD <12/DEF 18>,
MIS/L&L M0L CHLD 12-16, WARRANTS BUREAU PH 305-471-1700, FOR HIT CONFIRMATION
MIS/CONTACT ORI FL0130007, Q309049
DNA/N
ADD/01 - RESIDENCE (LAST KNOWN) DDA/20090428
SNU/11430 SNA/NW 76 TERR
CTY/D0RAL STA/FL ZIP/33178
COU/MIAMI DADE
ORI IS MIAMI DADE POLICE DEPARTMENT 305 471-2070
NIC/W026423295 DTE/20090429 0515 EDT
IMMED CONFIRM WARRANT AND EXTRADITION WITH ORI

MKE/WANTED PERSON

1 - FULL EXTRADITION UNLESS OTHERWISE NOTED IN THE MIS FIELD
ORI/VAUSM0000 NAM/GEORGE,MIGUEL SEX/M RAC/W POB/CC DOB/19720112
HGT/511 WGT/197 EYE/BR0 HAI/BR0 FBI/439932LB2
MNU/0A-FL04947946 SOC/583933039
OLN/G620540720120 OLS/FL OLY/2017
OFF/PROB VIOLATION - SEE MIS
OOC/HEROIN
DOW/20090428 OCA/0041078621
WNO/090405062774D
MIS/ORG CHG/CONSPIRACY AND PWID HEROIN/PH202-3079100
DNA/N
ORI IS US MARSHALS SERVICE HEADQUARTERS ARLINGTON 202 307-9100
MNU/AR-025408866
NIC/W016463000 DTE/20090506 0940 EDT
IMMED CONFIRM WARRANT AND EXTRADITION WITH ORI

(ATLAS queue 0)

The following response (#2) was received from III on 7/1/2009 11:32:47 AM:

7L01090701113233093

FLUCP037G

THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR
INQUIRY ON NAM/GEORGE,MIGUEL SEX/M RAC/W DOB/19720112 PUR/C

NAME	FBI NO.	INQUIRY DATE
GEORGE,MIGUEL	439932LB2	2009/07/01

SEX	RACE	BIRTH DATE	HEIGHT	WEIGHT	EYES	HAIR	PHOTO
M	W	1972/01/12	511	172	BRO	BRO	Y

BIRTH PLACE
CUBA

FINGERPRINT CLASS	PATTERN CLASS
	WU WU WU WU WU WU WU WU LS RS

ALIAS NAMES
GEORGE,MIGUEL L

SOCIAL SECURITY	MISC NUMBERS
583-93-3039	AR-025408866

IDENTIFICATION DATA UPDATED 2009/06/30

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
FOLLOWING:

FLORIDA	- STATE ID/FL04947946
FBI	- FBI/439932LB2

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END
(ATLAS Port 3973)

The preceding information must be secured or destroyed to prevent any
unauthorized use or dissemination of it.

DATE: 07/01/2009 CRIMINAL JUSTICE INFORMATION SYSTEM CJSMRCDQ
TIME: 11:25 CASE INQUIRY LINK:

CSE: F09014098 IDS: 0837023 CIN: POL: PD090416167702 JLN:
STATE CSE: 132009CF0140980001XX FILE LOC: 34 WARR CABINET BOX#
DEFENDANT: GEORGE MIGUEL LABRADOR
ADDRESS: 11430 NW 76 TERRACE DORAL FL 33178
DOB: 01/12/1972 RACE: W SEX: M ARRSI/CIT: ARR:
EYES: BRO HEIGHT: 511 FILED: 04/28/2009 TRIAL:
HAIR: BLK WEIGHT: 180 INFO: 05/15/2009 CLOSED:
JUDGE: BARZEE FLORES MARY BOOKED:
SECTION: F019 COL: SPEEDY EXP:
ATTORNEY: AITY TYPE: JMP:
WARRANT: ARREST WARRANT ISSUED: 04/28/2009 ARR/CIT-OFCR: 030 - 019 01495
COURTROOM: LOCATION: FUTURE HEARING: TYPE: OTH HRG N
ASSOCIATED CASE NUMBERS: TRAFFIC CASE:
CHARGES I D DESCRIPTION DISPOSITION DATE PL TL
794.011(2) F C SEX BAT/ON MINOR/AD
794.011(8)(B) F 1 ENGAGE/CHILD FAM SE
800.04(5)(B) F L L&L CHLD<12/DEF 18>
PRINT: N PRINTER: PF11 CUSQ PFK:
PF1 HELP PF2 EXIT PF3 PM PF4 REFRESH PF6 PRS INQ PF8 PF PF9 ++CHRGs PF10 BKGS

RDQI-RP-6, ADDITIONAL DATA MAY BE AVAILABLE, PRESS PF9 TO VIEW.

DATE: 07/01/2009 CRIMINAL JUSTICE INFORMATION SYSTEM CJSMRCDQ
TIME: 11:25 CASE INQUIRY LINK:

CSE: F09014098 IDS: 0837023 CIN: POL: PD090416167702 JLN:
STATE CSE: 132009CF0140980001XX FILE LOC: 34 WARR CABINET BOX#
DEFENDANT: GEORGE MIGUEL LABRADOR
ADDRESS: 11430 NW 76 TERRACE DORAL FL 33178
DOB: 01/12/1972 RACE: W SEX: M ARRSI/CIT: ARR:
EYES: BRO HEIGHT: 511 FILED: 04/28/2009 TRIAL:
HAIR: BLK WEIGHT: 180 INFO: 05/15/2009 CLOSED:
JUDGE: BARZEE FLORES MARY BOOKED:
SECTION: F019 COL: SPEEDY EXP:
ATTORNEY: ATTY TYPE: JMP:
WARRANT: ARREST WARRANT ISSUED: 04/28/2009 ARR/CIT-OF CR: 030 - 019 01495
COURTROOM: LOCATION: FUTURE HEARING: TYPE: OTH HRG N
ASSOCIATED CASE NUMBERS: TRAFFIC CASE:
CHARGES I D DESCRIPTION DISPOSITION DATE PL TL
800 04(5)(C)2 F 2 L&L MOL CHLD 12-16

PRINT: N PRINTER: PF11 CUSQ PFK:
PF1 HELP PF2 EXIT PF3 PM PF4 REFRESH PF6 PRS INQ PF8 PF PF9 ++CHRGs PF10 BKGS

RDQI-RP-5, END OF DATA, PRESS PF9 TO REVIEW